



03-13-06

IFW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Douglas Levinson

Serial No.: 10/821,103

Group No.: 1641

Filed: 04/08/2004

Examiner: Foster, Christine E.

For: PROFILING CONFORMATIONAL VARIANTS, ANTIBODY  
COMPOSITIONS AND METHODS OF USING THE SAME

Attorney Docket Number: TPIP038

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
WITHIN THREE MONTHS OF FILING APPLICATION OR BEFORE MAILING OF A  
FIRST OFFICE ACTION ON THE MERITS (37 CFR 1.97(b))**

Dear Sir:

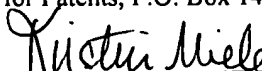
Applicant submits herewith patents, publications or other information of which, in good-faith judgment of the Applicant, may be relevant to the subject matter claimed in the above-identified application and in respect of which, there may be a duty to disclose. Applicant submits these documents in compliance with the duty of disclosure as defined in 37 CFR §1.56, §1.97, and §1.98. The Examiner is requested to make these citations of official record in the present application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

The Information Disclosure Statement transmitted herewith is being filed *after* three months of the filing date of this national application but *before* the mailing date of the first Office action on the merits. Accordingly, it is believed that no fees are due in connection with

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

I hereby certify that under 37 CFR §1.10 that this correspondence is being deposited on March 10, 2006 with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Kristin Miele

the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 502626.

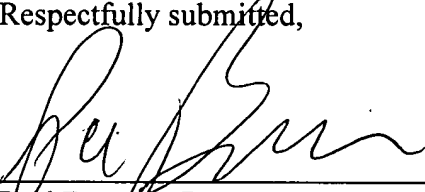
A copy of a PCT International Search Report from the counterpart application is enclosed. Cumulative patents or publications identified in the attached PCT Search Report are not enclosed. Furthermore, only copies of foreign patent documents and non-patent literature listed in Form PTO-1449 are enclosed. Should the Examiner require a copy of a patent reference listed, the Examiner is invited to contact the undersigned.

The Applicant respectfully requests that:

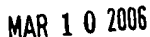
- a. The Examiner consider the cited information in reaching a determination concerning the patentability of the pending claims; and
- b. The enclosed Form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

Respectfully submitted,

By:

  
Paul Burgess, Patent Attorney  
Reg. No. 53,852

March 10, 2005  
Transform Pharmaceuticals, Inc.  
29 Hartwell Avenue  
Lexington, MA 02421  
Telephone: (781) 674-7816  
Facsimile: (781) 863-7208



Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

*(Use as many sheets as necessary)*

Sheet

1

9

1

Application Number	10/821,103
--------------------	------------

Filing Date	04/08/2004
-------------	------------

First Named Inventor	Douglas Le
----------------------	------------

Art Unit	1641
----------	------

Examiner Name	Foster, Christine E.
---------------	----------------------

Attorney Docket Number	TPIP038
------------------------	---------

[illegible][illegible]

**Examiner  
Signature**

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard St.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard St.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.**